

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
REQUEST FOR FILING APPLICATION UNDER 37 C.F.R. 1.53(b)  
WITHOUT FILING FEE AND/OR WITHOUT EXECUTED INVENTOR'S DECLARATION**

JC698 U.S. PTO

Assistant Commissioner for Patents  
Washington, DC 20231



Atty. Dkt. 1577-164

Sir:

**11/07/01**

Date: November 7, 2001

This is a request for filing a new **PATENT APPLICATION** under Rule 53(b) entitled:  
**EXPANDABLE FOAM-LIKE BIOMATERIALS AND METHODS**

without a filing fee and/or without an executed inventor's oath/declaration.

This application is made by the below identified inventor(s). Attached hereto are the following papers:

Newly executed Declaration,  Copy of Declaration from prior application,  Abstract  
21 pages of specification and claims (including 40 numbered claims), and  
0 sheets of accompanying drawing/s.  
 Record the attached assignment and return to the undersigned.  
 Attached is a Power of Attorney.  
 Priority is hereby claimed under 35 U.S.C. § 119 based on the following foreign applications:

JC698 U.S. PTO  
09/986124  
11/07/01

<b>Application Number</b>	<b>Country</b>	<b>Day/Month/Year Filed</b>
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, respectively, the entire content of which is hereby incorporated by reference in this application..  
 Certified copy(ies) filed on \_\_\_\_\_ in prior application no. \_\_\_\_\_ filed \_\_\_\_\_  
 Please amend the specification by inserting the following paragraph before the first line: --This application claims the benefit of Provisional Application No. 60/246,063, filed November 7, 2000, the entire content of which is hereby incorporated by reference in this application.--  
 Petition filed in prior application to extend its life to insure co-pendency.  
 The prior application is assigned to .  
It is hereby requested that the Examiner consider the art cited in the above parent application(s) by applicant and/or the Examiner for the reasons stated therein. A listing of that art is attached, but pursuant to Rule 98(d) copies are not required.  
 Applicant claims "small entity" status.  "Small entity" statement attached.  
 Please enter the attached and/or below preliminary amendment prior to calculation of filing fee:

Also attached:  Information Disclosure Statement;  Non-Publication Request;  Nucleotide and/or Amino Acid Sequence Submission;  Statement deleting Inventor(s) named in prior application;  Other:

1.	Inventor: K. (first)	Umit MI	YUKSEL (last)	USA (citizenship)
	Residence: (city) Kennesaw		(state/country) Georgia	
	Mailing Address: 4308 Edgewater Drive, Kennesaw, Georgia			
	(Zip Code) 30144			
2.	Inventor: Ana (first)	T. MI	BIRD (last)	USA (citizenship)
	Residence: (city) Achworth		(state/country) Georgia	
	Mailing Address: 4839 Lake Park Lane, Achworth, Georgia			
	(Zip Code) 30101			
3.	Inventor: Kirby (first)	S. MI	BLACK (last)	USA (citizenship)
	Residence: (city) Achworth		(state/country) Georgia	
	Mailing Address: 1371 Peppergrass Trail, Achworth, Georgia			
	(Zip Code) 30101			

See attached sheet(s) for additional inventor(s) information!!

Address all future communications to **NIXON & VANDERHYE P.C., 1100 North Glebe Road, 8<sup>th</sup> Floor, Arlington, VA 22201**.

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**NIXON & VANDERHYE P.C.**

By Atty: Bryan H. Davidson, Reg. No. 30,251

Signature: 